TOWN OF EAST TROY BOARD MINUTES
November 8th, 2010 at 6:30 P.M.
Audio Link:
http://www.archive.org/details/TownOfEastTroyBoardMeetingNovember112010

The MEETING was called to order by Chairman Klarkowski at 6:30P.M. Present were Supervisor Montez, Supervisor Church, Clerk/Treasurer Buchanan and Attorney Mills. Also in attendance were approximately 25 residents.

The Pledge of Allegiance was recited.

OPEN MEETING LAW: Chairman Klarkowski asked Clerk Buchanan about the agenda posting being in compliance.

The MINUTES: Supervisor Church moved to approve the Special Town Board Meetings of October 8th, 2010, October 11th, 2010 and October 15th, 2010. Chairman Klarkowski seconded the motion. The motion carried by unanimous vote.

Supervisor Montez moved to approve the Town Board Minutes of October 11th, 2010 as amended. Supervisor Church seconded the motion. The motion carried by unanimous vote.

REVIEW & APPROVAL OF AGENDA: Supervisor Church moved to approve the agenda as presented. Supervisor Montez seconded the motion. The motion carried by unanimous vote.

The TREASURERS Report: Clerk/Treasurer Buchanan presented the October Treasurers Report.

Supervisor Montez moved to approve the treasurer's report as presented. Supervisor Church seconded the motion. The motion carried by unanimous vote.

Clerk/Treasurer Buchanan presented the Budget amendments (attached).

Supervisor Church made a motion to move $7059.00 to other areas within the current yearly budget and to authorize Attorney Mills to prepare a resolution for the Budget Amendments for the December meeting. Supervisor Montez seconded the motion. The motion carried by unanimous vote.

RECYCLING REPORT: Chuck Esposito stated that the applicants for the recycling committee are Joann Wargin and Bill Tarman-Ramcheck.

Attorney Mills advised to notice the applicants and approve them at the December Town Board meeting.

LIBRARY REPORT: None.

POLICE REPORT: Chief Surges presented the October Police Report.

Chief Surges presented the Stone School Road Speed Limit. The Village of Mukwonago has a 35MPH zone on a portion of Stone School Road that they posted in the Town of East Troy. Discussion followed on a 35MPH zone on Stone School Road to Miramar Road.

Dan Dockendorf, Spleas Skoney Road, does not believe the speed zone needs to be changed.

Don Schmidt, Miramar Properties Association, does not believe the speed limit needs to be changed.

Supervisor Church made a motion to reduce the speed limit on Stone School Road to 35MPH and authorize Attorney Mills to amend the ordinance to include the change. Supervisor Montez seconded the motion. Discussion followed. The motion carried by unanimous vote.

Chief Surges presented the Pier Variance for Eric Rietz, N9333 Beulah park Road, PBLA00011.

Eric Rietz explained the pier variance. The pier is longer than 50'. At 50' he has less than 2' water depth. In 1995 the pier was registered at 72'. The neighbor's piers are longer than his pier, all over 72'. Rietz stated he is not going to rent the boatlift. He will be purchasing a new bigger boat.

Chairman Klarkowski stated the variance request as presented. Discussion followed on the property being at a right angle. The new pier was put in May 2010.

Supervisor Montez explained grand-fathered permits do not go along with the sale of property.

Supervisor Church questioned Eric Rietz in reference to getting the Town Pier Ordinance prior to putting in the pier. Eric Rietz stated he talked to Chief Surges and Glen Kreinbrink prior to the putting the pier in. He also followed the DNR requirements.

Glen Kreinbrink, Beulah Park Road, stated that the prior owner had a 50' pier not a 72' pier. Discussion followed on riparian area.

Mr. Szewczykowski, Beulah Park Road, stated Mr. Rietz put an illegal pier in the water without being registered. The variance was denied and Mr. Rietz was advised to remove the pier. Discussed renting the house and the renters having boats.

Eric Rietz stated that he rented the house out for 14 days this summer while they were in Italy.

Supervisor Church received a phone call from Bob Martin, Beulah Park Road, objecting to the pier. Glen Kreinbrink stated that Mr. Martin did not build the pier he has on his property, it was built by a prior owner and is grand-fathered.

Chairman Klarkowski stated the issues. Discussion followed. The surveyors need to supply the correct information on the surveys.

Attorney Mills stated that the Board accepts or denies the variance request or give an extension until surveys are obtained.

Dan Dockendorf, Spleas Skoney Road, explained the difference in surveys.

Supervisor Montez made a motion to conditionally approve the pier variance permit for one-year (at the 68' length, as the length is consistent with the neighbors) accepting the permit as it was presented including the location of the pier, to access three feet of water, as that is in the Town Ordinance and the DNR Pier regulations. Chairman Klarkowski seconded the motion. Discussion followed. Both surveys need to be looked at to reconcile the differences. The motion carried: Chairman Klarkowski in favor, Supervisor Montez in favor, Supervisor Church opposing the motion.

The DEPARTMENT OF PUBLIC WORKS REPORT: None.

COMMITTEE REPORTS:

The FIRE DISTRICT: Clerk Buchanan stated the Fire District's request for Capital Expense, a loan of $30,000 from the Town to the fire district. The Fire District is requesting the $30,000 from the Town designated funds to repair the building roof, as it has been leaking for quite some time. Discussion followed.

The PLANNING COMMISSION Report: Chairman Klarkowski reported on the September Planning Commission Meeting. Chairman Klarkowski moved to approve the Rezone C-2, R-2 to C-2, Subdivide four lots, PA3951-3 & PA3030-2, Spleas Skoney Road, by Benjamin Smith. Supervisor Church seconded the motion. The motion carried by unanimous vote.

PUBLIC COMMENTS: Chuck Esposito questioned notifying committee members of their appointment by mail.

Dan Dockendorf, Spleas Skoney Road, questioned the subdivision being approved on Spleas Skoney Road. The proposal will go to Walworth County Zoning next.
Charlie Stops, Spleas Skoney Road, opposes the subdivision.
Josie Midman, Eastshore Road, believes the Town will look into the subdivision.

UNFINISHED BUSINESS: Discussion followed on the Lake Beulah Water skiing start time change.
Supervisor Montez made a motion that the Town Clerk notify the Lake Beulah Management and Protective Association for any input they may have on the skiing ordinance start time. Supervisor Church seconded the motion. The motion carried by unanimous vote.
Michael Hanniken, Otto Court, stated that the ordinance is restrictive to water skiing and he stated that they need the change for #1 need, #2 safety and #3 reasonable.

Supervisor Church presented the status of the Army Lake Park. General Mueller at Salvation Army Camp looks forward to working with the Town on the project.

Chairman Klarkowski stated that the town needs an Impact Fee Study in 2011. The Town ordinance will then be amended to reflect the impact fee. The building inspector is able to collect the fee after the impact study is completed.

Chairman Klarkowski read the updated amendment to Resolution 2010-9, adding Airport Representative, Chris Wawro.
Supervisor Church moved to approve Resolution 2010-9 as read. Supervisor Montez seconded the motion. The motion carried by unanimous vote.

Chairman Klarkowski stated that Garbage Contract Proposals were presented and Veolia was approved. Discussion followed on changing the pick up day in the contract, Bob Rice, Potters Lake prefers any day except Friday.

NEW BUSINESS: Clerk Buchanan presented the 2011 Symbiont Contract (no changes in the contract). Supervisor Church moved to approve the Symbiont 2011 for contract Ground Water testing for the former Town of East Troy landfill. Supervisor Montez seconded the motion. The motion carried by unanimous vote.

Clerk Buchanan presented the 2011 National Appraisal Contract (no changes). Supervisor Montez moved to approve the one-year contract for the National Appraisal Contract for 2011. Supervisor Church seconded the motion. The motion carried by unanimous vote.

Clerk Buchanan presented the 2011 James Imaging Contract (200 dollars less). Supervisor Montez moved the 2011 James Imaging Contract as read. Supervisor Church seconded the motion. The motion carried by unanimous vote.

ATTORNEY REPORT: The Town Board and Planning Commission will need a Resolution & Ordinance for Town Comprehensive Plan (public hearing December 1). Chairman Klarkowski moved to authorize Attorney Mills to prepare a Resolution & Ordinance for the Town Comprehensive Plan. Supervisor Montez seconded the motion. The motion carried by unanimous vote.

Attorney Mills read Resolution 2010-10 Renaming the Town Park to the Jim Byrnes Park. Supervisor Church moved to approve Resolution 2010-10 as read. Supervisor Montez seconded the motion. The motion carried by unanimous vote.

Attorney Mills presented chapter 1.04 of the Town Code.
Supervisor Montez made a motion that the Town Board members review a draft of Chapter 1.04 of the Town Code and get their suggestions to Clerk/Treasurer Buchanan to forward to Chairman Klarkowski by November 22, 2010. A draft will be prepared for the December meeting. Supervisor Church seconded the motion. The motion carried by unanimous vote.

PUBLIC COMMENTS: Michael Hanniken requested the Lake Beulah Management and Protective Association members that the water skiing ordinance is to be presented to.

Bob Rice, Shorewood, questioned the reassessment information.

SPECIAL EVENTS: None.

LICENSE APPLICATION: Jacqueline Morris requests the license change for Michael Paul's Dockside. Supervisor Church moved to approve Jacqueline Morris for a liquor license for Michael Paul's Dockside at the pro-rated rate. Supervisor Montez seconded the motion. The motion carried by unanimous vote.

PENDING MEETINGS:

11/15/10 Budget Hearing, Town Hall, 6:30P.M.
12/01/10 Public Hearing for the Comprehensive Plan,
Planning Commission Meeting, Town Hall, 7:00
12/13/10 Town Board Meeting, Town Hall, 6:30P.M.
12/15/10 Planning Commission Meeting, Town Hall, 7:00P.M.

REVIEW BILLS FOR PAYMENT: Clerk/Treasurer Buchanan, presented bills for payment:

Supervisor Montez moved to adjourn the meeting at 9:50 P.M. Supervisor Church seconded the motion. The motion carried by unanimous vote.

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